

REMARKS

Applicant gratefully acknowledges the courteous and helpful interview conducted April 2, 2008. Claims 18-24 have been added to this application. Claims 1-15 and 17-24 are now pending in this application.

Claims 1-4 and 8-10 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Bradbury et al. (U.S. 2002/0007294 A1) in view of Filho (U.S. Patent No. 6,089,867) and further in view of Applicant's admitted prior art ("AAPA"). Claims 5-6 and 11-12 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Bradbury, in view of Filho, in view of AAPA and further in view of Ramshaw et al. (U.S. Patent No. 5,791,907). Claims 7 and 13 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Bradbury, in view of Filho, in view of AAPA and further in view of AORN Journal. Claims 14, 15 and 17 stand rejected as being unpatentable under 35 U.S.C. 103(a) over Bradbury, in view of Filho and further in view of Ramshaw. Applicant respectfully traverses these rejections and requests reconsideration.

Bradbury claims priority to provisional application no. 60/194,965, filed April 5, 2000. However, Applicant conceived of and reduced to practice the claimed invention at least as early as April 4, 2000. See Declaration of Reinhold Schmieding under 37 C.F.R. 1.131, being filed concurrently herewith. Thus, Bradbury is not prior art to the claimed invention and the rejections should be withdrawn.

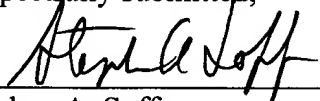
New claim 18 recites a method of providing a service comprising "receiving at a service provider" patient specification and conditions from a medical provider, "arranging, by said service provider, delivery of an allograft to said medical provider" and "arranging, by said service provider, delivery of surgical instrumentation to said medical provider for performing [a] predetermined surgical procedure." None of the cited references, taken alone or in combination, teaches or suggests to one of ordinary skill in the art that the recited three acts are conducted by the same service provider. Thus, claim 18 is allowable over the cited references. Claims 19-24 depend from claim 18 and also recite additional limitations. Thus, for at least these reasons, claims 19-24 are also allowable in view of the cited references.

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Respectfully submitted,

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